

**STATE OF MICHIGAN**  
**DEPARTMENT OF CONSUMER & INDUSTRY SERVICES**  
**BEFORE THE STATE BOUNDARY COMMISSION**

In the matter of:

Boundary Commission  
Docket #98-AP-1

The proposed annexation of  
territory in Howell Township  
to the City of Howell.

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**SUMMARY OF PROCEEDINGS**  
**FINDINGS OF FACT AND CONCLUSION**

This matter of the proposed annexation of the following territory situated in Howell Township to the City of Howell is described as follows:

Part of the South ½ of the Northwest 1/4 of Section 25, T3N-R4E, Howell Township, Livingston County, Michigan, more particularly described as follows: Beginning at the West 1/4 Corner of said Section; thence along the West line of Section 25, N 00°03'35" W, 1329.05 feet; thence along the North line of the South ½ of the Northwest 1/4 of said Section 25, S 88°50'41" E, 1726.38 feet; thence S 25°53'57" E, 274.77 feet; thence N 69°16'29" E, 198.28 feet; thence along the centerline of Oak Grove Road on the following four (4) courses: 1) S 30°11'18" E, 642.33 feet, 2) Southeasterly on an arc right, having a length of 339.87 feet, a radius of 766.16 feet, a central angle of 25°25'00", and a long chord which bears S 17°28'48" E, 337.09 feet, 3) S 04°46'18" E, 96.87 feet, 4) S 03°10'33" E, 35.63 feet; thence N 88°58'18" W, 83 feet; thence S 03°10'33" E, 153.00 feet; thence N 88°58'18" W, 2390.26 feet, to the POINT OF BEGINNING; containing 68.06 acres, more or less, and subject to the rights of the public over the existing Oak Grove Road (66 feet wide) and the M-59 Highway. Also subject to any other easements or restrictions of record.

**SUMMARY OF PROCEEDINGS**

- A. On January 22, 1998 a petition was filed requesting the annexation of certain territory in Howell Township to the City of Howell.
- B. On February 4, 1998, an adjudicative meeting was held to determine legal sufficiency and the petition was found to be legally sufficient pursuant to Public Act 191 of 1968, as amended, and Public act 279 of 1909, as amended.

- C. On May 21, 1998, a public hearing was held to receive testimony given pursuant to Public Act 191 of 1968, as amended. Notice of said hearing was published and mailed pursuant to Section 8 of Public Act 191 of 1968 as amended.
- D. On August 6, 1998, an adjudicative meeting was held during which the Commission voted to postpone adjudication because the parties requested additional time to negotiate an agreement.
- E. On December 15, 1998, an adjudicative meeting was held during which the Commission voted to postpone adjudication because the parties requested additional time to complete implementation of an agreement.
- F. On January 14, 1999, State Boundary Commissioners VerBurg and Rutledge and Livingston County Boundary Commissioners Cameron and Barley held an adjudicative meeting during which they unanimously voted to deny the petition.

#### **FINDINGS OF FACT**


- 1. The Petitioner filed the petition for the purpose of obtaining water and sanitary sewer services from the City of Howell.
- 2. The City of Howell and Howell Township have entered into an Urban Cooperation Agreement and adopted mutual resolutions approving annexation of the parcel petitioned for annexation in Docket #98-AP-1.
- 3. The parties requested that the annexation petition be denied.

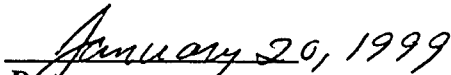
#### **THE COMMISSION FINDS THAT**

- 1. The City of Howell and Howell Township have adopted mutual resolutions for the annexation of the subject territory pursuant to Section 9(8) of the Home Rule Cities Act, MCL 117.9(8) and all parties have requested denial of the Docket #98-AP-1 annexation petition.

**IN CONCLUSION:**

1. The Commission has considered the record of this docket in accordance with the criteria stipulated under Section 9 of Public Act 191 of 1968, as amended.
2. On January 14, 1999, State Commissioners Rutledge and VerBurg and Livingston County Boundary Commissioners Cameron and Barley held an adjudicative meeting during which the draft Findings of Fact and Conclusion was reviewed, and the Commission unanimously voted to adopt the Findings of Fact and Conclusion.

  
Kenneth VerBurg, Chairperson  
State Boundary Commission

  
Date

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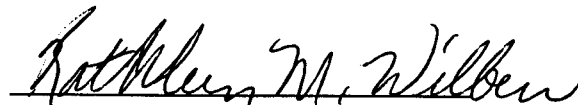
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territory in **Howell Township**  
to the **City of Howell**.

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**FINAL ORDER**

**IT IS ORDERED THAT** this order **denying** the annexation of certain territory in Howell Township into the Home Rule City of Howell shall be final and effective **30 days after** the date signed by the Director of the Department of Consumer & Industry Services.

**IT IS FURTHER ORDERED THAT** this order incorporates the attached Findings of Fact and Conclusions made by the State Boundary Commission and that the State Boundary Commission shall transmit a certified copy of these Findings of Fact and Conclusions to the petitioner and to the clerks of the City of Howell, Howell Township, and Livingston County.



*Kathleen M. Wilbur, Director*

*Michigan Department of Consumer & Industry Services*

2/4/99  
Date